

FILED

OCT 25 2011

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

No. 11-90098

ORDER

KOZINSKI, Chief Judge:

Complainant states in his response to the Order to Show Cause issued on August 23, 2011, that he filed this fourth misconduct complaint before receiving Order No. 11-90051, which warned him about abusing the misconduct procedure. Judicial-Conduct Rule 10(a) puts all complainants on notice that filing repetitive, harassing or frivolous complaints may result in filing restrictions. See Judicial-Conduct Rule 10(a).

Nevertheless, because complainant hadn't received the previous warning by the time he mailed the current complaint, and because his response demonstrated that he didn't intend to abuse the complaint procedure, the Order to Show Cause is discharged.

ORDER TO SHOW CAUSE DISCHARGED.